

AUTO CR - LOG SUMMARY #1067194

TYPE: CR

Incident Finding / Overall Case Finding

Description of Incident	Finding	Entered By	Entered Date
(None Entered)			

Reporting Party Information

	Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
CPD Employee	Reporting Party Victim	ELIZONDO, GRISELDIA	20719	[REDACTED]	010 /	POLICE OFFICER	F	S		

Incident Information

Incident From Date/Time	Address of Incident	Beat	Dist. Of Occurrence	Location Code	Location Description
24-JAN-2014 07:00 - 24-JAN-2014 07:00	3315 W OGDEN AVE, CHICAGO, IL 1024 60623	010		280 - POLICE FACILITY/VEH PARKING LOT	

Accused Members

	Role	Name	Star No.	Emp No.	UOA / UOD	Position	Status	Initial / Intake Allegation
CPD Employee	Accused	PENA, MARIA	[REDACTED]	[REDACTED]	010 /	LIEUTENANT OF POLICE	ON Duty	The Reporting Party Victim alleges that the accused, thinking that the Reporting Party victim was pregnant, stated words to the effect of, "Since you are bouncing from team to team, we'll have to send you to the Maury Show to get a (DNA) test and find out who the father is."

Other Involved Parties

	Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
CPD Employee	Witness	KWASINSKI, PHILIP L	110	[REDACTED]	010 /	LIEUTENANT OF POLICE	M	WHI		
CPD Employee	Witness	SANDOVAL, JOHN D	1079	[REDACTED]	010 /	POLICE OFFICER	M	S		
CPD Employee	Witness	WALKER, PARTIECE	20282	[REDACTED]	010 /	POLICE OFFICER	M	BLK		
CPD Employee	Witness	LOPEZ, DAVID	12685	[REDACTED]	010 /	POLICE OFFICER	M	S		
CPD Employee	Witness	DURAN, JOSE L	20850	[REDACTED]	010 /	POLICE OFFICER	M	S		
CPD Employee	Witness	ROMERO, MIGUEL A	9955	[REDACTED]	010 /	POLICE OFFICER	M	S		
CPD Employee	Witness	ALONZO, SHAWN P	2081	[REDACTED]	010 /	POLICE OFFICER	M	API		
CPD Employee	Witness	RENDON JR, ARNOLDO	[REDACTED]	[REDACTED]	010 /	POLICE OFFICER	M	S		

Involved Party Associations

Role	Rep. Party Name	Related Person	Relationship
Reporting Party Victim	ELIZONDO, GRISELDIA	KWASINSKI, PHILIP L	CO-WORKER
Reporting Party Victim	ELIZONDO, GRISELDIA	PENA, MARIA	OTHER

Incident Details

CR Required?	BELL
Confidential?	N
Extraordinary Occurrence?	N
Police Shooting (U)?	N
Non Disciplinary Intervention:	N
Initial Assignment:	IAD
Notify IAD Immediately?	N
EEO Complaint No.:	

Civil Suit No.:
 Notify Chief Administator? N
 Notify Coordinator?
 Notification Other? N
 Notification Comments:

Civil Suit Settled Date:
 Notify Chief?
 Notification Does Not Apply? Y

Incident Category List

Incident Category	Primary?	Initial?
10BB - GROUP 10 - OPERATION/PERSONNEL VIOLATIONS (ON DUTY) CONDUCT UNBECOMING	Y	N
01Z - GROUP 01 - VERBAL ABUSE MISCELLANEOUS	Y	Y

Investigator History

Investigator	Type	Assigned Team	Assigned Date	Scheduled End Date	Investigation End Date	No. of Days
O CONNOR, DANIEL	Primary	SPECIAL INVESTIGATION SECTION	28-JAN-2014	28-APR-2014	22-APR-2014	84
O KELLY, PATRICK	Supervisor	SPECIAL INVESTIGATION SECTION	28-JAN-2014	27-FEB-2014	19-MAR-2014	
KAUP JR, EDWIN	Supervisor	SPECIAL INVESTIGATION SECTION	19-MAR-2014	18-APR-2014	22-APR-2014	

Extension History

Name	Previous Scheduled End Date	Extended Scheduled End Date	Date Certified Letter Sent	Reason Selected	Explanation	Extension Report Date	Approved By	Approved Date	Approval Comments
O CONNOR, DANIEL	29-MAR-2014	28-APR-2014		OTHER (DESCRIBE)	Continuing Investigation	28-MAR-2014	KAUP JR, EDWIN	31-MAR-2014	
O CONNOR, DANIEL	27-FEB-2014	29-MAR-2014		OTHER (DESCRIBE)	Continuing Investigation	25-FEB-2014	O KELLY, PATRICK	25-FEB-2014	

Current Allegations

Accused Name	Seq. No.	Allegation	Category	Subcategory	Finding
PENA, MARIA	1	It is alleged by Police Officer Griselda ELIZONDO #8048 that on 24JAN14, approximately 1900hrs, in the 010th District that PENA made an offensive statement to ELIZONDO that, "Since you are bouncing from team to team, we'll have to send you to the Maury Show to get a test and find out who the father is."	010 GROUP 10 - OPERATION/PERSONNEL VIOLATIONS (ON DUTY)	CONDUCT UNBECOMING	NOT SUSTAINED

Situations (Allegation Details)

Accused Name	Alleg. No.	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
--------------	------------	-----------	------------------------	--------------	--------------	-------------------	-----------

Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
CLOSED/FINAL	07-JUL-2014 10:52	WALTER, MARK	POLICE AGENT	121 /	
PENDING IMPLEMENT ACTION	20-JUN-2014 11:07	WALTER, MARK	POLICE AGENT	121 /	
PENDING REVIEW AFTER COMMAND CHANNEL (I.A.D.)	11-JUN-2014 09:34	WYSINGER, ALFONZA	FIRST DEPUTY SUPT.	140 /	
PENDING COMMAND CHANNEL REVIEW	10-JUN-2014 06:42	GULLIFORD, WAYNE	CHIEF	142 /	
PENDING COMMAND CHANNEL REVIEW	06-JUN-2014 04:48	MC NAUGHTON, DAVID	DEP CHIEF	211 /	
PENDING COMMAND CHANNEL REVIEW	29-MAY-2014 12:33	SUSNIS, MAUREEN	SERGEANT OF POLICE	121 /	
PENDING ADVOCATE REVIEW	29-MAY-2014 11:47	WALTER, MARK	POLICE AGENT	121 /	
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	09-MAY-2014 12:39	KLIMAS, ROBERT	COMMANDER	121 /	
PENDING LIEUTENANT REVIEW	24-APR-2014 12:15	KAUP JR, EDWIN	LIEUTENANT OF POLICE	121 /	

Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
PENDING LIEUTENANT REVIEW	22-APR-2014 10:14	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATIVE REVIEW	22-APR-2014 10:08	O CONNOR, DANIEL	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATION	28-JAN-2014 12:49	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	
PENDING ASSIGN INVESTIGATOR	27-JAN-2014 10:43	CLARK, SUSAN	LIEUTENANT OF POLICE	121 /	 Type Changed from INFO to CR on 27-JAN-2014 10:43 by CLARK, SUSAN
PENDING APPROVE TEAM	27-JAN-2014 10:34	WATSON, JOHN	POLICE OFFICER	121 /	No intiation found in unit 010
PENDING ASSIGN TEAM	27-JAN-2014 10:05	CLARK, SUSAN	LIEUTENANT OF POLICE	121 /	Obtain and scan in initiation report.
PENDING APPROVE TEAM	27-JAN-2014 09:16	WATSON, JOHN	POLICE OFFICER	121 /	Assign to SIS.
PENDING ASSIGN TEAM	27-JAN-2014 07:04	ROBERTS, GEORGE	SUPERVISING INVESTIGATOR	113 /	 Type Changed from CR to INFO on 27-JAN-2014 07:04 by ROBERTS, GEORGE
PENDING SUPERVISOR REVIEW	25-JAN-2014 10:19	GOODWIN, JEANNE	INVESTIGATOR 2 COPA	113 /	
PRELIMINARY	25-JAN-2014 10:14	GOODWIN, JEANNE	INVESTIGATOR 2 COPA	113 /	

Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content	Approve Inclusion
1	FACE SHEET					GOODWIN, JEANNE	25-JAN-2014 10:14			
1	INVESTIGATION					O CONNOR, DANIEL	28-JAN-2014 01:21			
2	CONFLICT CERTIFICATION					O CONNOR, DANIEL	28-JAN-2014 01:21			
3	DOCUMENTS - INVESTIGATION		1	Not Required	N	O CONNOR, DANIEL	14-FEB-2014 09:48	APPROVED		
4	DOCUMENTS - INVESTIGATION		5	ELIZONDO Statement	Y	O CONNOR, DANIEL	14-FEB-2014 09:49	APPROVED		
5	WITNESS NOTIFICATION					O CONNOR, DANIEL	27-FEB-2014 10:22	WITNESS ACKNOWLEDGED NOTIFICATION		
6	DOCUMENTS - INVESTIGATION		5	KWASINSKI Interview	Y	O CONNOR, DANIEL	28-FEB-2014 12:12	APPROVED		
7	WITNESS NOTIFICATION					O CONNOR, DANIEL	24-FEB-2014 09:31	PENDING WITNESS REPORT		
8	DOCUMENTS - INVESTIGATION		1	ALONZO To/From	Y	O CONNOR, DANIEL	06-MAR-2014 09:20	APPROVED		
9	WITNESS NOTIFICATION					O CONNOR, DANIEL	24-FEB-2014 09:30	WITNESS ACKNOWLEDGED NOTIFICATION		
10	DOCUMENTS - INVESTIGATION		1	RENDON To/From	Y	O CONNOR, DANIEL	06-MAR-2014 09:21	APPROVED		
11	WITNESS NOTIFICATION					O CONNOR, DANIEL	24-FEB-2014 10:55	PENDING WITNESS REPORT		
12	DOCUMENTS - INVESTIGATION		1	SANDOVAL To/From	Y	O CONNOR, DANIEL	06-MAR-2014 09:22	APPROVED		
13	WITNESS NOTIFICATION					O CONNOR, DANIEL	24-FEB-2014 09:31	PENDING WITNESS REPORT		
14	DOCUMENTS - INVESTIGATION		1	LOPEZ To/From	Y	O CONNOR, DANIEL	06-MAR-2014 09:23	APPROVED		
15	WITNESS NOTIFICATION					O CONNOR, DANIEL	24-FEB-2014 09:32	PENDING WITNESS REPORT		
16	DOCUMENTS - INVESTIGATION		1	DURAN To/From	Y	O CONNOR, DANIEL	06-MAR-2014 09:24	APPROVED		
17	WITNESS NOTIFICATION					O CONNOR, DANIEL	24-FEB-2014 09:31	PENDING WITNESS REPORT		
18	DOCUMENTS - INVESTIGATION		1	ROMERO To/From	Y	O CONNOR, DANIEL	06-MAR-2014 09:25	APPROVED		
19	WITNESS NOTIFICATION					O CONNOR, DANIEL	24-FEB-2014 09:32	WITNESS ACKNOWLEDGED NOTIFICATION		
20	DOCUMENTS - INVESTIGATION		1	WALKER To/From	Y	O CONNOR, DANIEL	24-MAR-2014 11:25	APPROVED		
21	ACCUSED NOTIFICATION OF ALLEGATIONS	ACCUSED - PENA, MARIA				O CONNOR, DANIEL	24-MAR-2014 10:30	ACCUSED ACKNOWLEDGED ALLEGATIONS		
22	DOCUMENTS - INVESTIGATION	ACCUSED - PENA, MARIA	5	PENA Statement	Y	O CONNOR, DANIEL	25-MAR-2014 12:44	APPROVED		
23	DOCUMENTS - INVESTIGATION		3	A&A's	Y	O CONNOR, DANIEL	03-APR-2014 02:11	APPROVED		
	DOCUMENTS - INVESTIGATION		9	Closing Packet	Y	O CONNOR, DANIEL	22-APR-2014 10:07	APPROVED		

Review Incident

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
ASSISTANT ADVOCATE REVIEW	PENA, MARIA	SUBMITTED	WALTER, MARK	POLICE AGENT	121	20-JUN-2014 11:07	CCR concurred with findings. CTR
ASSISTANT ADVOCATE REVIEW		SUBMITTED	WALTER, MARK	POLICE AGENT	121	29-MAY-2014 11:46	Sent to CCR.
LIEUTENANT REVIEW		SUBMITTED	KLIMAS, ROBERT	COMMANDER	121	09-MAY-2014 12:39	OK
LIEUTENANT REVIEW		SUBMITTED	KAUP JR, EDWIN	CAPTAIN OF POLICE	011	24-APR-2014 12:15	
SERGEANT REVIEW		SUBMITTED	O KELLY, PATRICK	SERGEANT OF POLICE	196	22-APR-2014 10:14	

Review Accused

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
ADVOCATE OFFICE CLOSING STEPS	PENA, MARIA	SUBMITTED	WALTER, MARK	POLICE AGENT	121	07-JUL-2014 10:52	CTR
COMMAND CHANNEL REVIEW	PENA, MARIA	SUBMITTED	WYSINGER, ALFONZA	FIRST DEPUTY SUPT.	140	11-JUN-2014 09:34	
COMMAND CHANNEL REVIEW	PENA, MARIA	SUBMITTED	GULLIFORD, WAYNE	LIEUTENANT OF POLICE	142	10-JUN-2014 06:42	
COMMAND CHANNEL REVIEW	PENA, MARIA	SUBMITTED	MC NAUGHTON, DAVID	DEP CHIEF	115	06-JUN-2014 04:48	
ADVOCATE REVIEW	PENA, MARIA	SUBMITTED	SUSNIS, MAUREEN	LIEUTENANT OF POLICE	196	29-MAY-2014 12:33	CCR

Accused Finding History

Accused	Allegation	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Finding	Finding Comments
PENA, MARIA	1. It is alleged by Police Officer Griselda ELIZONDO #8048 that...	WYSINGER, ALFONZA	11-JUN-2014 09:34	Y	Y	NOT SUSTAINED	
PENA, MARIA	1. It is alleged by Police Officer Griselda ELIZONDO #8048 that...	GULLIFORD, WAYNE	10-JUN-2014 06:42	Y	Y	NOT SUSTAINED	
PENA, MARIA	1. It is alleged by Police Officer Griselda ELIZONDO #8048 that...	MC NAUGHTON, DAVID	06-JUN-2014 04:48	Y	Y	NOT SUSTAINED	
PENA, MARIA	1. It is alleged by Police Officer Griselda ELIZONDO #8048 that...	O CONNOR, DANIEL	22-APR-2014 10:08			NOT SUSTAINED	

Accused Penalty History

Accused	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Penalty	Comments
---------	-------------	--------------------	------	---------	---------	----------

Findings

Accused Name	Allegations	Category	Concur?	Findings	Comments
PENA, MARIA	It is alleged by Police Officer Griselda ELIZONDO #8048 that on 24JAN14, approximately 1900hrs, in the 010th District that PENA made an offensive statement to ELIZONDO that, "Since you are bouncing from team to team, we'll have to send you to the Maury Show to get a test and find out who the father is."	010 GROUP 10 - OPERATION/PERSONNEL VIOLATIONS (ON DUTY)		NOT SUSTAINED	

FACE SHEET (Notification Date: 25-JAN-2014) - LOG #1067194

TYPE: CR

Reporting Party Information

	Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
CPD Employee	Reporting Party Victim	ELIZONDO, GRISELDA	20719	[REDACTED]	010 /	POLICE OFFICER	F	S		

Incident Information

Incident From Date/Time	Address of Incident	Beat	Dist. Of Occurrence	Location Code	Location Description
24-JAN-2014 07:00 - 24-JAN-2014 07:00	3315 W OGDEN AVE, CHICAGO, IL 1024 60623	010		280 - POLICE FACILITY/VEH PARKING LOT	

Accused Members

	Role	Name	Star No.	Emp No.	UOA / UOD	Position	Status	Initial / Intake Allegation
CPD Employee	Accused	PENA, MARIA	[REDACTED]	[REDACTED]	010 /	LIEUTENANT OF POLICE	ON Duty	The Reporting Party Victim alleges that the accused, thinking that the Reporting Party victim was pregnant, stated words to the effect of, "Since you are bouncing from team to team, we'll have to send you to the Maury Show to get a (DNA) test and find out who the father is."

Incident Details

CR Required?		Manner Incident Received?	BELL
Confidential?		Biased Language?	N
Extraordinary Occurrence?	N	Bias Based Profiling?	N
Police Shooting (U)?	N		
Motor Vehicle (V)?		Alcohol Related?	N
Non Disciplinary Intervention:	N	Pursuit Related?	N
Initial Assignment:	IAD	Violence in Workplace?	N
Notify IAD Immediately?	N	Domestic Violence?	N
EEO Complaint No.:			
Civil Suit No.:		Notify Chief?	
Notify Chief Administator?	N	Notification Does Not Apply?	Y
Notify Coordinator?			
Notification Other?	N		

Initial Incident Category List

Initial Incident Category	Primary?
10BB - GROUP 10 - OPERATION/PERSONNEL VIOLATIONS (ON DUTY) CONDUCT UNBECOMING	Y
01Z - GROUP 01 - VERBAL ABUSE MISCELLANEOUS	Y

Assignment History

Assigned To	Assigned Team	Investigator	Assignment Date/Time	Assigned By	Reason
IAD	SPECIAL INVESTIGATION SECTION	KAUP JR, EDWIN (SUPERVISOR)	19-MAR-2014 12:37	O KELLY, PATRICK	
IAD	SPECIAL INVESTIGATION SECTION	O KELLY, PATRICK (SUPERVISOR)	28-JAN-2014 12:49	O KELLY, PATRICK	
IAD	SPECIAL INVESTIGATION SECTION	O CONNOR, DANIEL (PRIMARY INV)	28-JAN-2014 12:49	O KELLY, PATRICK	
IAD	SPECIAL INVESTIGATION SECTION	-	27-JAN-2014 10:34	WATSON, JOHN	
IAD	SPECIAL INVESTIGATION SECTION	-	27-JAN-2014 09:16	WATSON, JOHN	
IAD	INTERNAL AFFAIRS DIVISION	-	25-JAN-2014 22:14	GOODMN, JEANNE	

Status History

Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
CLOSED/FINAL	07-JUL-2014 10:52	WALTER, MARK	POLICE AGENT	121 /	
PENDING IMPLEMENT ACTION	20-JUN-2014 11:07	WALTER, MARK	POLICE AGENT	121 /	
PENDING REVIEW AFTER COMMAND CHANNEL (I.A.D.)	11-JUN-2014 09:34	WYSINGER, ALFONZA	FIRST DEPUTY SUPT.	140 /	
PENDING COMMAND CHANNEL REVIEW	10-JUN-2014 06:42	GULLIFORD, WAYNE	CHIEF	142 /	
PENDING COMMAND CHANNEL REVIEW	06-JUN-2014 04:48	MC NAUGHTON, DAVID	DEP CHIEF	211 /	
PENDING COMMAND CHANNEL REVIEW	29-MAY-2014 12:33	SUSNIS, MAUREEN	SERGEANT OF POLICE	121 /	
PENDING ADVOCATE REVIEW	29-MAY-2014 11:47	WALTER, MARK	POLICE AGENT	121 /	
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	09-MAY-2014 12:39	KLIMAS, ROBERT	COMMANDER	121 /	
PENDING LIEUTENANT REVIEW	24-APR-2014 12:15	KAUP JR, EDWIN	LIEUTENANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	22-APR-2014 10:14	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATIVE REVIEW	22-APR-2014 10:08	O CONNOR, DANIEL	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATION	28-JAN-2014 12:49	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	
PENDING ASSIGN INVESTIGATOR	27-JAN-2014 10:43	CLARK, SUSAN	LIEUTENANT OF POLICE	121 /	 Type Changed from INFO to CR on 27-JAN-2014 10:43 by CLARK, SUSAN
PENDING APPROVE TEAM	27-JAN-2014 10:34	WATSON, JOHN	POLICE OFFICER	121 /	No intiation found in unit 010
PENDING ASSIGN TEAM	27-JAN-2014 10:05	CLARK, SUSAN	LIEUTENANT OF POLICE	121 /	Obtain and scan in initiation report. Assign to SIS.
PENDING APPROVE TEAM	27-JAN-2014 09:16	WATSON, JOHN	POLICE OFFICER	121 /	
PENDING ASSIGN TEAM	27-JAN-2014 07:04	ROBERTS, GEORGE	SUPERVISING INVESTIGATOR	113 /	 Type Changed from CR to INFO on 27-JAN-2014 07:04 by ROBERTS, GEORGE
PENDING SUPERVISOR REVIEW	25-JAN-2014 10:19	GOODWIN, JEANNE	INVESTIGATOR 2 COPA	113 /	
PRELIMINARY	25-JAN-2014 10:14	GOODWIN, JEANNE	INVESTIGATOR 2 COPA	113 /	

SWORN AFFIDAVIT FOR COMPLAINT LOG INVESTIGATION
CHICAGO POLICE DEPARTMENT

STATE OF ILLINOIS)
COUNTY OF COOK) CC

Location of Incident	Date	Time
Summary of Statement(s):		

RECORDED

1. I have read the above summary and/or attached statement(s) in its entirety, reviewed it for accuracy and been given an opportunity to make corrections and additions to the statement(s).
2. Under penalties as provided by law pursuant to 735 ILCS 5/1-109, I certify that the information set forth in the statement(s) above and/or attached summary is true and correct, except as to any matters therein stated to be on information and belief as to such matters, I certify as aforesaid that I verily believe the same to be true.

Print A Parent's Name

Print Witness's Name

~~Affiant's Signature~~

Witness's Signature

Dark

Date

CPD-44.126 (Rev. 6/09) English

Attachment No

Complaint Log No.

INVESTIGATIONS DIVISION
Special Investigations Section

13FEB14
Log No.: 1067194

1 Statement of: This is a statement of Reporting Party Griselda ELIZONDO,
2 Police Officer, Star# 8048, assigned to 010th District, relative to
3 allegations made by ELIZONDO that on 24JAN14 at 1900hrs in
4 the 010th District that Accused Commander Maria PENA, Star
5 #308, presumably thinking ELIZONDO was pregnant, stated
6 words to the effect of, "Since you are bouncing from team to team,
7 we'll have to send you to the Maury Show to get a [DNA] test and
8 find out who the father is."
9
10 Statement Taken at: Bureau of Internal Affairs, Investigations Division, 3510 S.
11 Michigan Avenue, Chicago, Illinois
12
13 Questioned by: Sgt. Daniel O'CONNOR #1251
14
15 Typed by: Sgt. Daniel O'CONNOR #1251
16
17 Date, Time: 13FEB14, 2003hrs
18
19 Witnessed by: None Present
20
21
22 O'CONNOR: What is your full name, rank, star number and unit of assignment?
23
24 ELIZONDO: Griselda ELIZONDO #8048, Police Officer, 10th District
25
26 O'CONNOR: What is your Employee Number?
27
28 ELIZONDO: [REDACTED]
29
30 O'CONNOR: What is your date of appointment to the Department?
31
32 ELIZONDO: 10OCT00
33
34 O'CONNOR: How long have you been assigned to your present unit?
35
36 ELIZONDO: Approximately 4 years.
37
38 O'CONNOR: Have you been advised that this is a reporting party statement and
39 that no allegations have been made against you?
40
41 ELIZONDO: Yes.
42
43 O'CONNOR: Do you understand that this is an official Police Department report
44 and that any deviation from the truth could result in allegations or
45 charges being placed against you?
46
47 ELIZONDO: Yes.

Initials: 

INVESTIGATIONS DIVISION
Special Investigations Section

13FEB14
Log No.: 1067194

48
49 O'CONNOR: "Rule 14" of the Chicago Police Department's Rules and
50 Regulations prohibits making false reports, whether written or oral.
51 You may be separated from the Chicago Police Department if you
52 make a false report. Do you understand?

53
54 ELIZONDO: Yes.

55
56 O'CONNOR: At the conclusion of this interview I will print out this statement
57 for your review. The purpose of the review is to provide you the
58 opportunity to ensure that the questions and your responses have
59 been accurately typed. When we have concluded this review,
60 please initial each page and sign on the designated signature line.
61 Do you understand the process to review your statement?

62
63 ELIZONDO: Yes.

64
65 O'CONNOR: Are you prepared to give your statement at this time?

66
67 ELIZONDO: Yes.

68
69 O'CONNOR: *Approximately 120*
On 24JAN14^A 1900hrs were you on duty and working in the 010th
70 District?

71
72 ELIZONDO: Yes.

73
74 O'CONNOR: What was your assignment that evening?

75
76 ELIZONDO: Tactical Officer.

77
78 O'CONNOR: On that date, time, and location did Commander PENA state to
79 you, "Since you are bouncing from team to team, we'll have to
80 send you to the Maury Show to get a test and find out who the
81 father is."?

82
83 ELIZONDO: Yes.

84
85 O'CONNOR: Did you find this statement offensive?

86
87 ELIZONDO: Yes.

88
89 O'CONNOR: How so?

90
91 ELIZONDO: It was insulting, degrading, and slandering my name. It was
92 humiliating.

93
94 O'CONNOR: Has Commander PENA made comments like this before?
Initials: J

INVESTIGATIONS DIVISION
Special Investigations Section

13FEB14
Log No.: 1067194

95
96 ELIZONDO: No.
97
98 O'CONNOR: You stated to IPRA that you thought that Commander PENA
99 believed that you were pregnant. Why did you think this?
100
101 ELIZONDO: One of the guys on the team stated in a joking manner that I was
102 pregnant. At which point I stated I was not pregnant and then the
103 statement was made.
104
105 O'CONNOR: Who was the Officer who made this statement?
106
107 ELIZONDO: John Sandoval.
108
109 O'CONNOR: Did he witness the statement by PENA?
110
111 ELIZONDO: Yes.
112
113 O'CONNOR: Why do you think the statement by PENA was made?
114
115 ELIZONDO: I don't know why she made it.
116
117 O'CONNOR: Could the statement have been made as an attempt at humor?
118
119 ELIZONDO: I don't take it as humor, I think it is insulting.
120
121 O'CONNOR: Why did you feel a CR number should have been obtained in this
122 instance?
123
124 ELIZONDO: It is a statement that is uncalled for, especially for someone in her
125 position. Respect should always be maintained, it should be
126 mutual. Bottom line my name was slandered and I was humiliated.
127
128 O'CONNOR: Who else witnessed this statement?
129
130 ELIZONDO: There were other Officers. I don't usually work with them but
131 they are on the 61 team. And the tact Lt.
132
133 O'CONNOR: What was the response by others to this statement?
134
135 ELIZONDO: At that moment just shock in their faces.
136
137 O'CONNOR: What was your response?
138
139 ELIZONDO: I was very humiliated and insulted at the same time.
140
141 O'CONNOR: What actions did you take immediately after?
Initials: gj

INVESTIGATIONS DIVISION
Special Investigations Section

13FEB14
Log No.: 1067194

142
143 ELIZONDO: Nothing immediately after. I spoke w/ the LT that same day. The
144 next day I was still bothered and called him. When I called the LT
145 I expressed how I was feeling and how insulted I was, how she
146 slandered my name in front of a team I normally don't work with,
147 and in front of himself who is a new tact LT. She basically called
148 me a whore. He stated that the Cmmdr thinks highly of me, that
149 she was just joking, and that she was having a good day. He said
150 he would call her on Monday and talk to her. I was off Mon/tues
151 and wed came to tour and LT stated that Cmmdr wanted to see me.
152 The Cmmdr, myself, and LT were in her office. While there the
153 Cmmdr stated she knew there was something I wanted to speak
154 about. I replied "yes". I said that I was very bothered, insulted,
155 humiliated, and in disbelief that she would say something like that
156 to me. I said I respect her and her position and that I would never
157 think to insult her in any way shape or form. She apologized and
158 stated that she did not mean to insult me and she didn't mean to
159 hurt my feelings and was very apologetic.
160
161 O'CONNOR: Is there anything relative to this incident that you wish to add to
162 this statement?
163
164 ELIZONDO: When she said the statement, I said to PENA, Cmmdr I'm not that
165 type of person. I said something to the nature "I am a one woman
166 man". The conversation kept going on and as she was leaving the
167 tact office I stated to her, "just so you know Cmmdr, I'm not that
168 type of person." And she replied, "I know, you are a good girl." I
169 did bring it up to the LT at the end of tour. I asked what was going
170 on with the Cmmdr, why did she say that to me. I said that's not a
171 joking matter, you don't say those things in a joking manner. His
172 response was that she didn't mean it that way, I think you're taking
173 it too far, she's having a good day.
174
175 O'CONNOR: After reading this statement consisting of 5 pages and finding it
176 contains the responses you have given, will you sign it?
177
178 ELIZONDO: Yes
179
180 O'CONNOR: Statement concluded at 2030 hours.

183
184 
185
186
187 P.O. Griselda ELIZONDO #17659
188

Initials: GJ

INVESTIGATIONS DIVISION
Special Investigations Section

13FEB14
Log No.: 1067194

189
190
191
192
193
194
195



Sgt. Daniel O'CONNOR, Star #1251
Investigations Division
Special Investigations Section

Initials: 

Page 5 of 5

Log No.:1067194
Attachment No.: _____

INVESTIGATIONS DIVISION
Special Investigations Section

28FEB14
Log No: 1067194

1 Statement of: This is a statement of Witness Lieutenant Phillip KWASINSKI,
2 Star# 305, assigned to 010th District, relative to allegations made
3 by Police Officer Griselda ELIZONDO # 8048 that on 24JAN14,
4 at approximately 1900hrs, in the 010th District that Commander
5 Maria PENA #309 directed inappropriate statements toward
6 ELIZONDO by stating, "Since you are bouncing from team to
7 team, we'll have to send you to the Maury Show to get a test and
8 find out who the father is."
9
10 Statement Taken at: Bureau of Internal Affairs, Investigations Division, 3510 S.
11 Michigan Avenue, Chicago, Illinois
12
13 Questioned by: Sgt. Daniel O'CONNOR #1251
14
15 Typed by: Sgt. Daniel O'CONNOR #1251
16
17 Date, Time: 28FEB14, 10565hrs
18
19 Witnessed by: N/A
20
21 O'CONNOR: What is your full name, rank, star number and unit of assignment?
22
23 KWASINSKI: Phillip L. KWASINSKI #305, Lt, 010th District
24
25 O'CONNOR: What is your Employee Number?
26
27 KWASINSKI: [REDACTED]
28
29 O'CONNOR: What is your date of appointment to the Department?
30
31 KWASINSKI: 16JUN86
32
33 O'CONNOR: How long have you been assigned to your present unit?
34
35 KWASINSKI: Sept 1, 2012
36
37 O'CONNOR: How long have you been assigned as the Tactical Lieutenant?
38
39 KWASINSKI: 10NOV13
40
41 O'CONNOR: Do you understand that this is an official Police Department report
42 and that any deviation from the truth could result in allegations or
43 charges being placed against you?
44
45 KWASINSKI: Yes I do.
46

Initials: PLK

Page 1 of 5

Log No.:1067194
Attachment No.: PLK

INVESTIGATIONS DIVISION
Special Investigations Section

28FEB14
Log No: 1067194

47 O'CONNOR: "Rule 14" of the Chicago Police Department's Rules and
48 Regulations prohibits making false reports, whether written or oral.
49 You may be separated from the Chicago Police Department if you
50 make a false report. Do you understand?

51
52 KWASINSKI: Yes.

53
54 O'CONNOR: Do you understand that you are a witness under Log # 1067194
55 and no allegations have been made against you regarding this
56 investigation?

57
58 KWASINSKI: Yes.

59
60 O'CONNOR: At the conclusion of this interview I will print out this statement
61 for your review. The purpose of the review is to provide you the
62 opportunity to ensure that the questions and your responses have
63 been accurately typed. When we have concluded this review,
64 please initial each page and sign on the designated signature line.
65 Do you understand the process to review your statement?

66
67 KWASINSKI: Yes.

68
69 O'CONNOR: On 24JAN14 were you on duty and working in the 010th District?

70
71 KWASINSKI: Yes.

72
73 O'CONNOR: What was your duty assignment that day?

74
75 KWASINSKI: I was the 010th District Tact Lt., but in the absence of a Sgt. I was
76 directly supervising the 1061 team..

77
78 O'CONNOR: On that date in the 010th District Tactical Office at approximately
79 1900hrs, did you observe Cmdr. Maria PENA state to P.O.
80 Griselda ELIZONDO #8048, "Since you are bouncing from team
81 to team, we'll have to send you to the Maury Show to get a test and
82 find out who the father is?"

83
84 KWASINSKI: I have no recollection of that. At that time, Cmdr. PENA was
85 addressing the tact team about the expectations for a tactical team
86 officer. After this there were multiple conversations going on and
87 I don't specifically recall this being said by PENA.

88
89 O'CONNOR: At that time, did you observe a statement made by P.O.
90 SANDOVAL #7573 about the possibility that ELIZONDO may
91 have been pregnant?

92

Initials: PCK

Page 2 of 5

Log No.:1067194,
Attachment No.: PCK

INVESTIGATIONS DIVISION
Special Investigations Section

28FEB14
Log No: 1067194

93 KWASINSKI: I have no recollection of that. Again, there were multiple
94 conversations going on, one of which was congratulatory towards
95 ELIZONDO about her husband's recent promotion. I don't recall
96 who specifically said what.
97

98 O'CONNOR: Do you believe any statement by PENA was offensive? How so?
99

100 KWASINSKI: No, I think she was personable that evening.
101

102 O'CONNOR: Why do you believe PENA made this statement?
103

104 KWASINSKI: I believe something is coming out of context here or being
105 misconstrued. I did not observe this comment.
106

107 O'CONNOR: What was Officer ELIZONDO'S reaction to this statement?
108

109 KWASINSKI: I had no indication from her that entire evening through check off
110 of anything going on.
111

112 O'CONNOR: Did you observe any statements made by Officer ELIZONDO to
113 Cmdr. PENA after the above statement was made?
114

115 KWASINSKI: No.
116

117 O'CONNOR: Did you observe any other inappropriate statements that evening
118 made by Cmdr. PENA or any other Department member(s)?
119

120 KWASINSKI: No.
121

122 O'CONNOR: Did you speak with Officer ELIZONDO later that evening
123 regarding this issue?
124

125 KWASINSKI: No. I was working my next RDO after this on the Michigan Ave.
126 detail when ELIZONDO called me. She related that she felt
127 offended/disrespected by PENA at the roll call. I related to her
128 that PENA has the utmost respect for her because of my
129 knowledge of upcoming changes to the tactical unit. PENA
130 specifically asked me to speak to her about any changes to ensure
131 that Officer ELIZONDO understood that the changes were in the
132 best interest of the 010th District Tact unit and that Officer
133 ELIZONDO'S efforts were appreciated. I pointed out that I
134 believe this shows a great amount of respect by PENA that
135 ELIZONDO may not have been aware of.
136

137 O'CONNOR: What was her response to PENA'S comment then?
138

Initials: PCK

Page 3 of 5

Log No.:1067194
Attachment No.: TLC

INVESTIGATIONS DIVISION
Special Investigations Section

28FEB14
Log No: 1067194

139 KWASINSKI: I thought any misunderstanding was cleared up after this
140 conversation.
141
142 O'CONNOR: On Wednesday, 29JAN14 were you present for a meeting with
143 PENA and ELIZONDO on this subject in Cmdr. PENA'S office?
144
145 KWASINSKI: Yes
146
147 O'CONNOR: Please provide details about this meeting.
148
149 KWASINSKI: It was similar to the phone conversation I had previously w/
150 Officer ELIZONDO reiterating her offense at roll call and PENA
151 again stating the respect she held for Officer ELIZONDO. In none
152 of these conversations were the listed comments brought up or
153 debated. There seemed to focus on "respect" between the two.
154 PENA continuously pointed out that she thought highly of Officer
155 ELIZONDO'S ability and work ethic.
156
157 O'CONNOR: Do you believe ELIZONDO was satisfied with the results of this
158 meeting?
159
160 KWASINSKI: Yes.
161
162 O'CONNOR: Do you believe PENA was satisfied with the results of this
163 meeting?
164
165 KWASINSKI: Yes, I thought this could not have been handled any better.
166
167 O'CONNOR: Were you satisfied with the results of this meeting?
168
169 KWASINSKI: Highly.
170
171 O'CONNOR: Have you ever observed Cmdr. PENA make inappropriate
172 comments towards Officers in the past?
173
174 KWASINSKI: Not at all.
175
176 O'CONNOR: Is there anything relative to this incident that you wish to add to
177 this statement?
178
179 KWASINSKI: Not at this time.
180
181 O'CONNOR: After reading this statement consisting of 5 pages and finding it
182 contains the responses you have given, will you sign it?
183
184 KWASINSKI: Yes
185

Initials: PJK

Page 4 of 5

Log No.:1067194
Attachment No.: PJK

INVESTIGATIONS DIVISION
Special Investigations Section

28FEB14
Log No: 1067194

186 O'CONNOR: Statement concluded at 1136 hours.

187

188

189

190

191

192

193 Lt. Phillip KWASINSKI #305

194

195

196

197

198

199

200

201

Lt. Phillip KWASINSKI #305

Sgt. Daniel O'CONNOR #1251

Sgt. Daniel O'CONNOR #1251
Investigations Division
Special Investigations Section

Initials: PCK

Page 5 of 5

Log No.: 1067194
Attachment No.: PLK

Internal Affairs Division

27 Feb 14

TO: Sergeant O'Connor, Daniel
Investigator
Internal Affairs Division

FROM: P.O. S. Alonzo #10081

SUBJECT: Log #1067194

This statement is not being given voluntarily, but under duress. I am only given this statement at this time because I know that I could lose my job if I refuse the direct order being given to me. This "To/From" report should not be considered a verbatim statement but only a summary of requested information.

On 24Jan14 I was assigned to 1061B with my Partner A. Rendon #7148. On 24Jan14 I did not hear Commander Pena make the stated statement to P.O. Elizondo #8048. P.O. Alonzo #10081 was running late to work on the day in question. P.O. Alonzo contacted the Tact Lieutenant and made him [Tact Lieutenant] aware of P.O. Alonzo's situation. P.O. Alonzo arrived after the entire incident. P.O. Alonzo was not present during the statement in question, so P.O. Alonzo does not know P.O. Elizondo's reaction. Not being present for the initial comment, P.O. Alonzo did not witness any other inappropriate statements made by Commander Pena. P.O. Alonzo has nothing further to add to this investigation.



P.O. S. Alonzo #10081

APPROVED:

Bureau of Patrol
010th District

27 February 2014

TO: Sgt. Daniel O'Conner
Internal Affairs Division

FROM: P.O. Arnoldo RENDON #7148
010th District

SUBJECT: C.R. #1067194

This statement is not being given voluntarily, but under duress. I am only giving this statement at this time because I know that I could lose my job if I refuse the direct order being given to me. This "To – From" report should not be considered a verbatim statement but only a summary of requested information.

ON 24 Jan 14 R/O working on the 1061 tactical team, Bt. 1061B .After roll call did hear something similar to said accusation but not sure of exact wording. R/O believed the comment was meant as a joke and was not offended by said comment .P.O. G. Elizondo did not seem to show any emotion at the time. There were no other comments that R/O recalls.



P.O. A. RENDON#7148

APPROVED:

Bureau of Patrol
010th District

27 February 2014

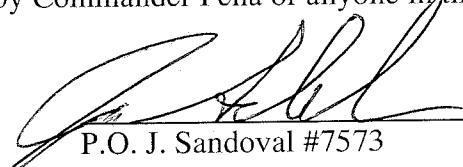
TO: Sgt. Daniel O'Connor #1251
Unit 121 BIA

FROM: P.O. J. Sandoval #7573
010th District

SUBJECT:

This statement is not being given voluntarily, but under duress. I am only giving this statement at this time because I know that I could lose my job if I refuse the direct order being given to me. This "To – From" report should not be considered a verbatim statement but only a summary of requested information.

I was full duty on the 1061 tactical team as 1061E. Officer Sandoval did not make any comments concerning Officer Elizando #8048. No comment was made by officer Sandoval. Officer Sandoval was in roll call with Commander Pena and Lt. Kwasinski, The undersigned Officer did hear "Since you are bouncing from team to team, we'll have to send you to the Maury Show to get a test and find out who the father is". Officer Sandoval was sitting in a chair at a computer after the roll call and multiple conversations were occurring and heard the comment but was unaware how it was started or the context. Officer Sandoval did not think anything of the comment because it was not directed at him, furthermore does know the relationship, friendship, or work relationship that Commander Pena and Officer Elizando have. Officer Sandoval was in a desk cube and could not see Officer Elizandos face or reaction and did not hear anything said by Officer Elizando. Commander Pena continued to stay in the office and generally talk with the team before moments later saying "goodnight and be safe and warm". No comments were said by Commander Pena or anyone in the office by 1061 team members after the initial comment.



P.O. J. Sandoval #7573

APPROVED:

Bureau of Patrol
010th District

27 February 2014

TO: Sgt. D. OCONNOR # 1251
Unit 121 BIA

From: P.O. David Lopez #12685
010th District

Subject: LOG# 1067194

This statement is not being given voluntarily, but under duress. I am only giving this statement at this time because I know that I could lose my job if I refuse the direct order being given to me. This "To-From" report should not be considered a verbatim statement but only a summary of requested information.

On 24 January 2014, R/O was assigned to Tactical Team working duty hours are 1800/0300. R/O recall on that day I was standing by coffee machine during roll call on 24 Jan. 2014, in the 010th district tact office at approximately 1900hrs. I heard Comdr. M. Pena state to P.O. G. Elizonda #8404, "Since you are bouncing from team to team, we'll have to send you to the Maury Show to get a test and find out who was father is?" Do to my positioning during roll call I was unable to observe her facial expression or reaction regarding the comment. I didn't find it offensive because it wasn't directed to me and I don't know what type of relationships they have. I didn't observed or hear anything directed to the Comdr. Pena regarding the comment made. R/O didn't observe any other inappropriate statement made by Comdr. Pena or any other department member. R/O does not have anymore knowledge regarding the allegation under log #1067194.



P.O. David Lopez #12685

Approved:

Bureau of Patrol
010th District

27 February 2014

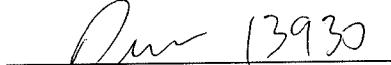
TO: Sgt. Daniel O'Connor #1251
Unit 121 BIA

FROM: P.O. J. Duran #13930
010th District

SUBJECT:

This statement is not being given voluntarily, but under duress. I am only giving this statement at this time because I know that I could lose my job if I refuse the direct order being given to me. This "To – From" report should not be considered a verbatim statement but only a summary of requested information.

PO Duran was full duty on the 1061 tactical team as beat 1061E on 24Jan14. PO Duran was in the tactical office when Commander Pena made that statement to PO Elizondo. Commander Pena just finish having roll call with the 1061 team and notice that PO Elizondo was working with a different team and then made that comment about Maury Show. PO Duran did not think of the comment was offensive because the comment was not directed to him and he does not know the working or personal relationship between Cmdr Pena and PO Elizondo. PO Elizondo did not show any emotion or reaction at the time of incident. PO Duran does not recall PO Elizondo making any statements to Cmdr Pena. PO Duran does not recall observing any other statements made by Cmdr Pena or any other department member that would be relevant to this investigation.



P.O. J. Duran #13930

APPROVED:

Internal Affairs Division
Unit 121

27 February 2014

TO: Sgt. Daniel o Connor #1251

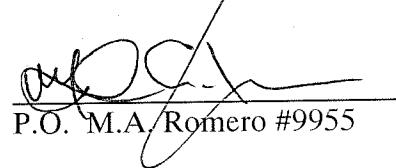
Unit 121

FROM: P.O. M.A. Romero #9955
010th District

SUBJECT: LOG #1067194

This statement is not being given voluntarily, but under duress. I am only giving this statement at this time because I know that I could lose my job if I refuse the direct order being given to me. This "To – From" report should not be considered a verbatim statement but only a summary of requested information.

R/o was on duty working in plain clothes as a tactical officer working beat 1061C on 24JAN14. On 24JAN14, R/o was running late due to a family matter and R/o's immediate supervisor was made aware of R/o's situation and did not observed Commander Pena in the tactical office upon R/o's arrival. R/o was not in the tactical office at the time of the alleged statement(s). R/o was not in the office at the alleged time of officer Elizondo's reaction. R/o was not in the office at the time of the alleged statements made from officer Elizondo to Commander Pena if any. R/o was not in the tactical office at the alleged time Commander Pena made additional comments if any. R/o does not have anymore knowledge regarding the allegations under log #1067194.


P.O. M.A. Romero #9955

APPROVED:

BUREAU OF PATROL
010th District

22 March 2014

TO: Sgt Daniel O Connor
Internal Affairs Division
Unit 121 BIA

FROM: Partiece Walker #18342
Police Officer
010th District

SUBJECT: Log # 1067194

This statement is not being given voluntarily, but under duress. I am only giving this statement at this time because I know that I could lose my job if I refuse the direct order being given to me. This "TO/FROM" report should not be considered a verbatim statement but only a summary of requested information.

P.O. Walker's #18342 duty status and assignment on 24 JAN 14 was relief for the 1061 Tact Team. P.O. Walker #18342 does not recall anything Cmdr. Maria Pena stated that night. P.O. Walker #18342 does recall working with P.O. Griselda Elizondo #8048 as partners on that night. P.O. Walker #18342 does recall P.O. Elizondo discussing to P.O. Walker #18342 in the squad car that she was upset about a comment that Cmdr. Maria Pena stated to her. P.O. Walker #18342 does not remember what P.O. Elizondo #8048 stated and why she was upset. P.O. Walker #18342 did not observe any statements made by P.O. Elizondo #18342 to Cmdr. Pena. P.O. Walker #18342 did not observe any inappropriate statements made by Cmdr. Pena or any other Department member. P.O. Walker #18342 can not add anything relevant regarding this investigation. P.O. Walker #18342 would like to say that while working Tact relief P.O. Walker #18342 worked with a different officer almost every day and do not remember any details of what may have been said by any officers on 24 JAN 14.



Partiece Walker # 18342

P.O. Partiece Walker #18342
010th District

INVESTIGATIONS DIVISION
Special Investigations Section

25MAR14
Log No: 1067194

1 Statement of: This is a statement of Accused Commander Maria PENA, Star
2 #309, assigned to 010th District, relative to allegations by Police
3 Officer Griselda ELIZONDO #8048 that on 24JAN14,
4 approximately 1900hrs, in the 010th District that PENA made an
5 offensive statement to ELIZONDO that, "Since you are bouncing
6 from team to team, we'll have to send you to the Maury Show to
7 get a test and find out who the father is."
8
9 Statement Taken at: Bureau of Internal Affairs, Investigations Division, 3510 S.
10 Michigan Avenue, Chicago, Illinois
11
12 Questioned by: Sgt. Daniel O'CONNOR #1251
13
14 Typed by: Sgt. Daniel O'CONNOR #1251
15
16 Date, Time: 25MAR14, 1006hrs
17
18 Witnessed by: N/A
19
20 O'CONNOR: What is your full name, rank, star number and unit of assignment?
21
22 PENA: Maria C. PENA, Commander, Star #309,010th District
23
24 O'CONNOR: What is your Employee Number?
25
26 PENA: [REDACTED]
27
28 O'CONNOR: What is your date of appointment to the Department?
29
30 PENA: 07DEC87
31
32 O'CONNOR: How long have you been assigned to your present unit?
33
34 PENA: 2 years
35
36 O'CONNOR: Have you been advised in writing of the allegations made against
37 you, the name of the complainant, the date and time of the
38 incident, and your administrative rights?
39
40 PENA: Yes.
41
42 O'CONNOR: Did you read and understand these allegations and your rights
43 thereto?
44
45 PENA: Yes.
46

Initials: MCL

Page 1 of 5

Log No.:1067194
Attachment No.: _____

INVESTIGATIONS DIVISION
Special Investigations Section

25MAR14
Log No: 1067194

47 O'CONNOR: Do you understand that this is an official Police Department report
48 and that any deviation from the truth could result in allegations or
49 charges being placed against you?
50

51 PENA: Yes.
52

53 O'CONNOR: "Rule 14" of the Chicago Police Department's Rules and
54 Regulations prohibits making false reports, whether written or oral.
55 You may be separated from the Chicago Police Department if you
56 make a false report. Do you understand?
57

58 PENA: Yes.
59

60 O'CONNOR: At the conclusion of this interview I will print out this statement
61 for your review. The purpose of the review is to provide you the
62 opportunity to ensure that the questions and your responses have
63 been accurately typed. When we have concluded this review,
64 please initial each page and sign on the designated signature line.
65 Do you understand the process to review your statement?
66

67 PENA: Yes.
68

69 O'CONNOR: Are you ready to give your statement at this time without the aid of
70 counsel or representative?
71

72 PENA: Yes. This statement is not being given voluntarily but under
73 duress. I am only giving this statement at this time because I know
74 I could lose my job if I refuse.
75

76 O'CONNOR: On 24JAN14 were you on duty and working in the 010th District?
77

78 PENA: Yes I was.
79

80 O'CONNOR: What was your duty assignment that day?
81

82 PENA: Commander of the District.
83

84 O'CONNOR: On that date in the 010th District Tactical Office at approximately
85 1900hrs, did you state to P.O. Griselda ELIZONDO #8048, "Since
86 you are bouncing from team to team, we'll have to send you to the
87 Maury Show to get a test and find out who the father is?"
88

89 PENA: No.
90

91 O'CONNOR: Did you make any statement to ELIZONDO stating words to that
92 effect?
93

Initials: MLP

INVESTIGATIONS DIVISION
Special Investigations Section

25MAR14
Log No: 1067194

94 PENA: No.
95
96 O'CONNOR: Did you make any statements to anyone at that time regarding the
97 Maury Show and/or pregnancy?
98
99 PENA: I regularly attend roll calls and told the Officers about injuries of
100 Officers falling in the parking lot due to ice. I had mentioned one
101 of the Officers from the District who was pregnant had injured
102 herself in a fall. After that someone, I don't remember which
103 Officer it was as there were 5 or 6 conversations going on, stated
104 "we do have a lot of pregnant Officers here." After that Officer
105 Arnie and myself had a joking conversation about how our father's
106 enjoyed the Maury Show. Because they are senior citizens we
107 commented how they speak about the show.
108
109 O'CONNOR: Was ELIZONDO part of this conversation?
110
111 PENA: No, there were others present but I don't recall who.
112
113 O'CONNOR: Were any statements made to insult, degrade, or humiliate Officer
114 ELIZONDO?
115
116 PENA: No.
117
118 O'CONNOR: Do you recall any reaction from ELIZONDO to any statement that
119 evening?
120
121 PENA: I really didn't notice any reactions from her. She was not part of
122 any of those conversations.
123
124 O'CONNOR: Did Officer ELIZONDO make any statements to you that evening?
125
126 PENA: Not that night.
127
128 O'CONNOR: Did you observe any inappropriate statements that evening made
129 by any Department member(s)?
130
131 PENA: No. There was joking conversations going on, but nothing
132 offensive or directed to anyone in particular.
133
134 O'CONNOR: On Wednesday, 29JAN14 did you have a meeting with Lt. Phillip
135 KWASINSKI and ELIZONDO on this subject in your office?
136
137 PENA: Yes.
138
139 O'CONNOR: Please provide details about this meeting.
140

Initials: NEP

INVESTIGATIONS DIVISION
Special Investigations Section

25MAR14
Log No: 1067194

141 PENA: I told Officer ELIZONDO that I had heard from KWASINSKI
142 that she was concerned about conversations that had occurred on
143 that Friday. At which time she responded that she had a lot of
144 respect for me and seen me go up the ranks and that because we
145 were both female Hispanics that I would respect her and have high
146 regards for her. At this point I responded to her that I did have a
147 lot of respect for her and that is why she was one of the females on
148 the tact team and if she had interpreted or believed that anything
149 that was said that night was directed at her, I apologize for how she
150 felt but that nothing was directed at her and that I believed that not
151 only did I respect her, but so did her team members. At this point
152 she relayed that this is what she had hoped for and as female
153 Hispanics we should stick together. I told her that I would stick by
154 any good Officer regardless of their ethnicity or gender. I told her
155 that I had hoped that she felt comfortable enough with me that if
156 any problems came up that she would feel that she could come
157 speak to me about them. I offered to address the whole team
158 regarding any misunderstandings or misinterpretations of
159 comments made that evening. She responded that was not
160 necessary, our meeting was good enough.
161

162 O'CONNOR: At this meeting did ELIZONDO ever relay that she believed that
163 an offensive statement was made to her?
164

165 PENA: No, not during this meeting. Her main concern was that I had high
166 regards for her as an Officer. I believe that she believed and felt
167 respected after this meeting.
168

169 O'CONNOR: Did you apologize to ELIZONDO at this meeting? If so, what for?
170

171 PENA: Yes. If she interpreted that anything said was directed towards, I
172 assured her that it was not and expressed compassion for her
173 feelings.
174

175 O'CONNOR: What was ELIZONDO'S response?
176

177 PENA: She said, "Thank you."
178

179 O'CONNOR: Do you believe that ELIZONDO was satisfied with the results of
180 this meeting?
181

182 PENA: Yes.
183

184 O'CONNOR: Were you satisfied with the results of this meeting?
185

186 PENA: Yes.
187

Initials: MCP

INVESTIGATIONS DIVISION
Special Investigations Section

25MAR14
Log No: 1067194

188 O'CONNOR: Having supervised ELIZONDO for some time, do you believe she
189 is an Officer with excellent character?
190
191 PENA: Given our interactions, I would yes.
192
193 O'CONNOR: Is there anything relative to this incident that you wish to add to
194 this statement?
195
196 PENA: Not at this time.
197
198 O'CONNOR: After reading this statement consisting of 5 pages and finding it
199 contains the responses you have given, will you sign it?
200
201 PENA: Yes
202
203 O'CONNOR: Statement concluded at 1050 hours.
204
205
206
207
208

Cmdr. Maria C Pena

210 Cmdr. Maria PENA #309
211
212
213
214
215
216
217
218

Daniel J. O'connor #1251
Sgt. Daniel J. O'CONNOR #1251
Investigations Division
Special Investigations Section

Initials: MCP

Page 5 of 5

Log No.:1067194
Attachment No.: _____

Star No. [] Emp No.[] Name[]

Watch [4] Beat #[] Car #[]

Unit No [010] DISTRICT 010 Academy Class[]

Date From [24-JAN-2014] To[24-JAN-2014]

Crossing Guards? []

Unit	Watch	Star#	Emp#	Name	AA Date	Pres.	Abs Cd	Abs Expl	Beat#	Car#	Start Time	Temp. Change of Watch or Add'l Assn	Modified By	Modified Date
010	4	305	[REDACTED]	KWASINSKI, PHILIP L	24-JAN-2014	Yes	-	-	1060	4487	1700 -		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	1145	[REDACTED]	OLSON, ERIC R	24-JAN-2014	Yes	-	-	1062	4344	0900 CE 21 JAN 5.75HRS		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	2045	[REDACTED]	CATO III, ERNEST	24-JAN-2014	No	80	RDO	1063	4344	1800 -		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	2316	[REDACTED]	VAZQUEZ, GERMAN J	24-JAN-2014	No	84	IOD	1061	4344	1800 -		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	3210	[REDACTED]	BELMONTES, JUAN L	24-JAN-2014	No	82	FURLO	1061E	4369	1800 -		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	3478	[REDACTED]	HONDA, DANIEL C	24-JAN-2014	No	83	MEDICAL	1061D	4436	1800 -		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	4051	[REDACTED]	VIDLJINOVIC, STEVAN	24-JAN-2014	No	-	-	-	-	1700 DETAIL TO 211		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	4190	[REDACTED]	PRATSCHER, TERRENCE P	24-JAN-2014	No	80	RDO	1063A	4383	1800 -		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	5355	[REDACTED]	RAMUNDO, ANGELO P	24-JAN-2014	Yes	-	-	1060A	-	0500 -		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	5381	[REDACTED]	MULCAHY, MICHAEL D	24-JAN-2014	Yes	-	-	1062D	4436	0900 -		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	5628	[REDACTED]	LOPEZ, SAMUEL R	24-JAN-2014	Yes	-	-	1062B	4383	0900 -		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	5875	[REDACTED]	VASQUEZ, MICHAEL R	24-JAN-2014	No	80	RDO	1063C	2606	1800 -		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	6059	[REDACTED]	NAVARRO, OSCAR I	24-JAN-2014	No	80	RDO	1063E	2606	1800 -		KWASINSKI, PHILIP	27-JAN-2014 10:10
010	4	6396	[REDACTED]	RIVERA, RICKY	24-JAN-	Yes	-	-	1062A	4369	0900 -		KWASINSKI, PHILIP	27-JAN-2014

			RICNT	2014						FILIP	10:10	
010 4	6875	[REDACTED]	VEGA, GERARDO	24- JAN- 2014	No	80	RDO	1063D 4436 1800	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	7059	[REDACTED]	SANJUANERO, REYES J	24- JAN- 2014	Yes	-	-	1062B 4383 0900	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	7148	[REDACTED]	RENDON JR, ARNOLDO	24- JAN- 2014	Yes	-	-	1061B 4383 1800	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	7513	[REDACTED]	FIETKO, MICHAEL T	24- JAN- 2014	No	82	FURLO	1061B 2606 1800	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	7573	[REDACTED]	SANDOVAL, JOHN D	24- JAN- 2014	Yes	-	-	1061E 4369 1800	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	8048	[REDACTED]	ELIZONDO, GRISelda	24- JAN- 2014	Yes	-	-	1061D 4436 1800	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	9006	[REDACTED]	GRECO, MICHAEL J	24- JAN- 2014	No	80	RDO	1063E 2606 1800	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	9505	[REDACTED]	SHALABI, MAJDI A	24- JAN- 2014	No	-	-	-	1600 DETAIL TO 606	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	9955	[REDACTED]	ROMERO, MIGUEL A	24- JAN- 2014	Yes	-	-	1061C 4397 1800	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	10081	[REDACTED]	ALONZO, SHAWN P	24- JAN- 2014	Yes	-	-	1061B 4383 1800	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	10396	[REDACTED]	PEREZ JR, ELI	JAN- 2014	Yes	-	-	REL 3261 0900	DETAILED TO UNIT 189	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	10523	[REDACTED]	THEODORE, PETER A	24- JAN- 2014	No	80	RDO	1063B 4397 1800	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	11430	[REDACTED]	ROSEN, ANTHONY J	24- JAN- 2014	No	80	RDO	1063A 4383 1800	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	12065	[REDACTED]	SALCEDO, RAMON	24- JAN- 2014	No	47	IST	1062D 4369 0700	DRIVING TRAINING	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	12685	[REDACTED]	LOPEZ, DAVID	JAN- 2014	Yes	-	-	1061C 4397 1800	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	12759	[REDACTED]	OSULLIVAN, DAMIAN M	24- JAN- 2014	No	-	-	-	0900 DETAIL TO 022	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	12974	[REDACTED]	MARAFFINO, CHRISTOPH J	24- JAN- 2014	No	-	-	-	1600	DETAIL TO 606	KWASINSKI, PHILIP	27-JAN- 2014 10:10
010 4	13869	[REDACTED]	FRANCONE JR, VINCENT J	24- JAN- 2014	Yes	-	-	1062C 4436 0900	-	KWASINSKI, PHILIP	27-JAN- 2014 10:10	
010 4	13930	[REDACTED]	DURAN, JOSE	24- JAN- 2014	---	---	---	1061E 4369 1800	---	KWASINSKI,	27-JAN- 2014	

010 4	13930	L	JAN-2014	Yes	-	-	T061E 4369 1800 -		PHILIP	2014 10:10
010 4	14170	ZUNIGA, RONALD	24-JAN-2014	No	84	IOD	1062C 4436 0900 -		KWASINSKI, PHILIP	27-JAN- 2014 10:10
010 4	14333	MENDEZ JR, JORGE A	24-JAN-2014	No	82	FURLO	1063C 2606 1800 -		KWASINSKI, PHILIP	27-JAN- 2014 10:10
010 4	15445	PRUGER, ROCCO R	24-JAN-2014	No	80	RDO	1063C 2606 1800	DETAIL FR 004	KWASINSKI, PHILIP	27-JAN- 2014 10:10
010 4	15447	MUNIZZI, ANTHONY F	24-JAN-2014	No	-	-	-	0800 DETAIL TO 606	KWASINSKI, PHILIP	27-JAN- 2014 10:10
010 4	17441	RAMIREZ, MANUEL A	24-JAN-2014	Yes	-	-	1062A 4369 0900 -		KWASINSKI, PHILIP	27-JAN- 2014 10:10
010 4	17571	MANDILE, ANGELO	24-JAN-2014	No	82	FURLO	1063B 4397 1800 -		KWASINSKI, PHILIP	27-JAN- 2014 10:10
010 4	17619	TREACY, JOSEPH J	24-JAN-2014	No	80	RDO	1063C 2606 1800	DETAIL FR 004	KWASINSKI, PHILIP	27-JAN- 2014 10:10
010 4	18342	WALKER, PARTIECE	24-JAN-2014	Yes	-	-	1061D 4436 1800 -		KWASINSKI, PHILIP	27-JAN- 2014 10:10
010 4	19122	KORWIN, WILLIAM M	24-JAN-2014	No	83	MEDICAL	1062E 4397 0900 -		KWASINSKI, PHILIP	27-JAN- 2014 10:10
010 4	19384	SERRATO JR, REYNALDO	24-JAN-2014	No	80	RDO	1063D 4436 1800 -		KWASINSKI, PHILIP	27-JAN- 2014 10:10
010 4	-	LEWIS, SEAN M	24-JAN-2014	No	95	LOA	1062A 4369 1800 -		KWASINSKI, PHILIP	27-JAN- 2014 10:10

User [REDACTED]

BUREAU OF INTERNAL AFFAIRS
Investigations Division

03APR14
Log No: 1067194

TO: Lt. Edwin Kaup #771
Investigations Division
Special Investigations Section

FROM: Sgt. Daniel O'Connor #1251
Investigations Divisions
Special Investigations Section

SUBJECT: Approval of Log Investigation #1067194

The attached Log Investigation has been completed and is submitted for your approval.

Sgt. Daniel O'Connor #1251
Sgt. Daniel O'Connor, Star #1251
Investigations Division
Special Investigations Section

APPROVED:

Lt. Edwin Kaup #771
Investigations Division
Special Investigations Section

Cmmdr. Robert Klimas
Bureau of Internal Affairs
Investigations Division

SUMMARY REPORT DIGEST
CHICAGO POLICE DEPARTMENT

LOG NO

1067194

TYPE

CR

DATE OF REPORT

03-APR-2014

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

TO: DEPUTY SUPERINTENDENT, BUREAU OF PROFESSIONAL STANDARDS
ATTENTION: CHIEF, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
O CONNOR, DANIEL	9171	1251	[REDACTED]	121	

REFERENCE NOS.(LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 3315 W. OGDEN AVE, CHICAGO, IL 60623	DATE / TIME: 24-JAN-2014 19:01	BEAT: 1024
--	--------------------------------	------------

ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
PENA, MARIA C	9752	309	[REDACTED]	010		F / S	[REDACTED]	07-DEC-1987	YES	YES

REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
ELIZONDO, GRISELDA	RANK: 9161,STAR NO: 8048, EMP NO: [REDACTED]			F / S	[REDACTED] 37

VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
ELIZONDO, GRISELDA	RANK: 9161STAR NO: 8048, EMP NO# [REDACTED]			F / S	[REDACTED] 37

WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
KWASINSKI, PHILIP	RANK: 9173,STAR NO: 305,EMP NO: [REDACTED]		Bad Phone No: 4109	M / WHI	[REDACTED] 50
RENDON JR, ARNOLDO	RANK: 9161,STAR NO: 7148,EMP NO: [REDACTED]		Bad Phone No: 4109	M / S	[REDACTED] 51
SANDOVAL, JOHN	RANK: 9161,STAR NO: 7573,EMP NO: [REDACTED]		Bad Phone No: 4109	M / S	[REDACTED] 31
ROMERO, MIGUEL	RANK: 9161,STAR NO: 9955,EMP NO: [REDACTED]		Bad Phone No: 4109	M / S	[REDACTED] 43
ALONZO, SHAWN	RANK: 9161,STAR NO: 10081,EMP NO: [REDACTED]		Bad Phone No: 4109	M / API	[REDACTED] 34
LOPEZ, DAVID	RANK: 9161,STAR NO: 12685,EMP NO: [REDACTED]		Bad Phone No: 4109	M / S	[REDACTED] 41
DURAN, JOSE	RANK: 9161,STAR NO: 13930,EMP NO: [REDACTED]		Bad Phone No: 4109	M / S	[REDACTED] 37
WALKER, PARTIECE	RANK: 9161,STAR NO: 18342,EMP NO: [REDACTED]		Bad Phone No: 4109	M / BLK	[REDACTED] 34

* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

SUMMARY REPORT DIGEST
CHICAGO POLICE DEPARTMENTLOG NO
1067194TYPE
CRDATE OF REPORT
03-APR-2014

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

ALLEGATIONS

NOTE: Complaint Log "Type" is classified CR – Sworn Affidavit not required

SEE PAGE 1 FOR ALLEGATIONS

SUMMARY

SEE PAGE 1-2 FOR INVESTIGATION

ATTACHMENTS

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER:	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
4	6, 22		23

FINDINGS - RECOMMENDATIONS

SEE PAGE 3 FOR FINDINGS AND RECOMMENDATIONS

DATE INITIATED (Date incident was received for investigation)	DATE COMPLETED (Date of this report)	ELAPSED TIME (Total time expressed in days)
28-JAN-2014	03-APR-2014	65

Investigator will initiate the Command Channel Review form by completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE



IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

SUMMARY REPORT DIGEST
Log #1067194

ALLEGATIONS

ACCUSED #1 Commander Maria PENA, # 309, 010

Allegation 1: It is alleged by Police Officer Griselda ELIZONDO #8048 that on 24JAN14, approximately 1900hrs, in the 010th District that PENA made an offensive statement to ELIZONDO that, "Since you are bouncing from team to team, we'll have to send you to the Maury Show to get a test and find out who the father is."

INVESTIGATION

The undersigned was assigned to investigate Log #1067194. A review of the allegations and face sheet was completed. On 13FEB14 the undersigned conducted an interview with the Reporting Party Police Officer Griselda ELIZONDO, star # 8048 in the BIA offices. In summary, she relayed that on 24JAN14 after roll call in the 010th District Tact office that PENA stated to her, "Since you are bouncing from team to team, we'll have to send you to the Maury Show to get a test and find out who the father is." ELIZONDO stated she felt this statement was offensive, disrespectful, and inappropriate. She stated she did not believe the statement could be taken in a joking manner.

ELIZONDO stated that Tact Lt. KWASINSKI #305 was present and she could not recall specifically what other Department members were present, but that they were all assigned to the 1061 team. ELIZONDO stated she notified IPRA on 25JAN14 and obtained a Log number. She relayed that on 29JAN14 she met with PENA and Witness Lt. KWASINSKI to discuss the matter. At this meeting ELIZONDO relayed that PENA apologized and that PENA stated she did not mean to insult ELIZONDO. ELIZONDO did not relay to PENA that a Log number was obtained (Att #4).

The undersigned interviewed Witness KWASINSKI on 28FEB14 in the BIA offices. In summary, KWASINSKI relayed that he was present in the Tact office on 24JAN14 at 1900hrs supervising the 1061 team. He stated he does not recall hearing PENA make the alleged statement. KWASKINSKI stated that at the time there were multiple conversations going on with various people and he did not hear any offensive remarks that evening. He relayed he was present on 29JAN14 for a meeting with PENA and ELIZONDO. He stated at no time at this meeting were the listed comments brought up or debated. KWASINSKI stated the meeting seemed to focus on the level of respect between PENA and ELIZONDO and that PENA continuously pointed out that she thought highly of ELIZONDO. He stated all parties involved seemed satisfied with the result of the meeting (Att #6).

INVESTIGATION (continued)

Information provided by ELIZONDO and a search of the 010th District A&A's identified several possible witnesses who each provided a report to the undersigned. Witnesses ALONZO and ROMERO each stated via To/From that they were not present in the Tact office at that time and did not observe any offensive statements. Officer WALKER stated he was present, but did not hear the listed statement. Officer RENDON relayed he heard something similar to the listed statement, but was unsure of the exact wording. He did not believe the statement was offensive and did not state who it was directed towards. Officer SANDOVAL stated he did hear the listed comment, but did not know who it was directed toward as his position in the office prevented him from seeing all conversations. Officers LOPEZ and DURAN stated they heard the listed comment and did not think it was offensive (Att #s 8, 10, 12, 14, 16, 18, 20, 23).

On 25MAR14 the undersigned interviewed Accused PENA in the BIA Offices. PENA stated she was present at the listed time as she addressed the afternoon Tact roll call on 24JAN14. PENA stated she did not make the listed statement. She relayed there were 5 or 6 conversations going on at the time and that she had a joking conversation with Officer Arnie (RENDON) about how both their father's enjoyed the Maury show. PENA stated that ELIZONDO was not part of this conversation and that she did not direct any statements towards ELIZONDO. PENA stated she did not make or observe any statements that evening that were insulting or humiliating towards ELIZONDO or any other Officer. PENA stated she did meet with ELIZONDO and KWASINSKI on 29JAN14 in her office. PENA stated the meeting centered on the mutual respect that both she and ELIZONDO had for each other. PENA relayed she offered to address any misunderstandings or misinterpretations for any comments made that evening and that ELIZONDO stated their meeting was good enough. PENA stated that at no time during this meeting did ELIZONDO ever relay that an offensive statement was made towards her or that a Log number was obtained. PENA stated she believed ELIZONDO was an Officer with excellent character (Att # 22).

After examining all available evidence, the undersigned recommends that Allegation #1 against PENA be NOT SUSTAINED. There is insufficient evidence to either prove or disprove that an offensive statement was made by PENA and directed towards ELIZONDO. The investigation showed that on the listed date and time several conversations were ongoing in the Tact office. Several Department members present stated they did not hear the statement, while the others who did hear the statement did not believe it to be offensive nor could state if the statement was directed at the reporting party (Att #s 6, 8, 10, 12, 14, 16, 18,20). The only supporting evidence is the statement of ELIZONDO (Att # 4). PENA denied making the statement or directing any offensive comments towards ELIZONDO (Att # 22). At the meeting on 29JAN14 both PENA and KWASINSKI relayed that the listed statement was not discussed at all, nor the fact that a Log number had been obtained (Att #s 6, 22). In addition, there were no documents, emails, or further verification found to support the allegation. For these reasons, the undersigned recommends a finding of NOT SUSTAINED.

FINDINGS AND RECOMMENDATIONS

Accused #1 Commander Maria PENA, # 309, 010

Allegation 1: NOT SUSTAINED

No disciplinary action warranted – Case to be filed

Sgt Daniel O'Connor #1251
Sgt. Daniel O'Connor, Star #1251
Investigations Division
Special Investigations Section

APPROVED:

Edwin Kaup 771

Lt. Edwin Kaup #771
Investigations Division
Special Investigations Section

Robert Klimas

Cmmdr. Robert Klimas
Bureau of Internal Affairs
Investigations Division

Attachments

[Add Attachment](#)

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?	Comments
1	FACE SHEET	N/A				GOODWIN, JEANNE	25-JAN-2014 22:14		[EDIT]		
2	CONFLICT CERTIFICATION	N/A				O CONNOR, DANIEL	28-JAN-2014 13:21		[EDIT]		
3	SWORN AFFIDAVIT FROM COMPLAINANT	OTHER INV. PARTY - ELIZONDO, GRISELDA	1	Not Required	NO	O CONNOR, DANIEL	14-FEB-2014 09:48	APPROVED	[EDIT]	YES	
4	COMPLAINANT STATEMENT	OTHER INV. PARTY - ELIZONDO, GRISELDA	5	ELIZONDO Statement	YES	O CONNOR, DANIEL	14-FEB-2014 09:49	APPROVED	[EDIT]	YES	
5	WITNESS NOTIFICATION FOR KWASINSKI, PHILIP	WITNESS - KWASINSKI, PHILIP				O CONNOR, DANIEL	27-FEB-2014 10:22	WITNESS ACKNOWLEDGED [EDIT] NOTIFICATION			
6	INTERVIEW - WITNESS	OTHER INV. PARTY - KWASINSKI, PHILIP	5	KWASINSKI Interview	YES	O CONNOR, DANIEL	28-FEB-2014 12:12	APPROVED	[EDIT]	YES	
7	WITNESS NOTIFICATION FOR ALONZO, SHAWN	WITNESS - ALONZO, SHAWN				O CONNOR, DANIEL	24-FEB-2014 09:31	PENDING WITNESS REPORT	[EDIT]		
8	WITNESS REPORT	OTHER INV. PARTY - ALONZO, SHAWN	1	ALONZO To/From	YES	O CONNOR, DANIEL	06-MAR-2014 09:20	APPROVED	[EDIT]	YES	
9	WITNESS NOTIFICATION FOR RENDON JR, ARNOLDO	WITNESS - RENDON JR, ARNOLDO				O CONNOR, DANIEL	24-FEB-2014 09:30	WITNESS ACKNOWLEDGED [EDIT] NOTIFICATION			
10	WITNESS REPORT	OTHER INV. PARTY - RENDON JR, ARNOLDO	1	RENDON To/From	YES	O CONNOR, DANIEL	06-MAR-2014 09:21	APPROVED	[EDIT]	YES	
11	WITNESS NOTIFICATION FOR SANDOVAL, JOHN	WITNESS - SANDOVAL, JOHN				O CONNOR, DANIEL	24-FEB-2014 10:55	PENDING WITNESS REPORT	[EDIT]		
12	WITNESS REPORT	OTHER INV. PARTY - SANDOVAL, JOHN	1	SANDOVAL To/From	YES	O CONNOR, DANIEL	06-MAR-2014 09:22	APPROVED	[EDIT]	YES	
13	WITNESS NOTIFICATION FOR LOPEZ, DAVID	WITNESS - LOPEZ, DAVID				O CONNOR, DANIEL	24-FEB-2014 09:31	PENDING WITNESS REPORT	[EDIT]		
14	WITNESS REPORT	OTHER INV. PARTY - LOPEZ, DAVID	1	LOPEZ To/From	YES	O CONNOR, DANIEL	06-MAR-2014 09:23	APPROVED	[EDIT]	YES	
15	WITNESS NOTIFICATION FOR DURAN, JOSE	WITNESS - DURAN, JOSE				O CONNOR, DANIEL	24-FEB-2014 09:32	PENDING WITNESS REPORT	[EDIT]		
16	WITNESS REPORT	OTHER INV. PARTY - DURAN, JOSE	1	DURAN To/From	YES	O CONNOR, DANIEL	06-MAR-2014 09:24	APPROVED	[EDIT]	YES	
17	WITNESS NOTIFICATION FOR ROMERO, MIGUEL	WITNESS - ROMERO, MIGUEL				O CONNOR, DANIEL	24-FEB-2014 09:31	PENDING WITNESS REPORT	[EDIT]		
		OTHER INV.				O	06 MAR				

View	18	WITNESS REPORT	PARTY - ROMERO, MIGUEL	1	ROMERO To/From	YES	O CONNOR, DANIEL	2014-09-25	APPROVED	[EDIT]	YES
View	19	WITNESS NOTIFICATION FOR WALKER, PARTIECE	WITNESS - WALKER, PARTIECE				O CONNOR, DANIEL	24-FEB-2014 09:32	WITNESS ACKNOWLEDGED	[EDIT]	NOTIFICATION
View	20	WITNESS REPORT	OTHER INV. PARTY - WALKER, PARTIECE	1	WALKER To/From	YES	O CONNOR, DANIEL	24-MAR-2014 11:25	APPROVED	[EDIT]	YES
View	21	ACCUSED NOTIFICATION OF ALLEGATIONS FOR PENA, MARIA	ACCUSED - PENA, MARIA				O CONNOR, DANIEL	24-MAR-2014 10:30	ACCUSED ACKNOWLEDGED	[EDIT]	ALLEGATIONS
View	22	INTERVIEW - ACCUSED	ACCUSED - PENA, MARIA	5	PENA Statement	YES	O CONNOR, DANIEL	25-MAR-2014 12:44	APPROVED	[EDIT]	YES
View	23	ATTENDANCE AND ASSIGNMENT RECORD	N/A	3	A&A's	YES	O CONNOR, DANIEL	03-APR-2014 14:11	APPROVED	[EDIT]	YES